

**UNITED STATES PATENT & TRADEMARK OFFICE
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REQUEST FOR PATENT FEE REFUND					
1 Date of Request: 06/16/06		2 Serial/Patent # 09/938,457			
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT	
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TYPED/PRINTED NAME: Shirene Willis Brantley		TITLE: Petitions Attorney			
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MAY 24 2005

Practitioner's Docket No. IBM1P008/SJ0920010135US1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Robert G. Biskeborn

Application No.: 09/938,457

Group No.: 11/04/2004

Filed: 08/23/2001

Examiner: Eley, Timothy V.

For: PIN ADAPTER FOR AIR BEARING SURFACE (ABS) LAPPING AND METHOD FOR USING THE SAME

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
— OFFICE ACTION NOT RECEIVED

1. I hereby petition to withdraw the holding of abandonment in this case, on the basis that the Office Action forming the basis of the abandonment was not received.
2. I hereby state:
 - (a) The Office Action indicated, as mailed on November 4, 2004, was not received.
 - (b) A search of the file jacket and the docket records in my office indicates that this Office Action was not received.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

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37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10*

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Date:

5/24/2005

Signature

Erica L. Farlow

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* Only the date of filing ("1.6") will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under "1.8" continues to be taken into account in determining timeliness. See "1.703(f). Consider "Express Mail Post Office to Addressee" ("1.10) or facsimile transmission ("1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

05/26/2005 EFL0RES 00000153 090466 09938457

Petition to Withdraw Holding of Abandonment—Office Action Not Received—page 1 of 2

01 FC:1464

130.00 DA

PAGE 2/10 * RCVD AT 5/24/2005 5:43:44 PM (Eastern Daylight Time) * SVR:USPTO-EFXXF-1/1 * DNIS:8729308 * CSD:488 971 4660 * DURATION (mm-ss):03-20

Adjustment date: 06/22/2006 CKHLOK

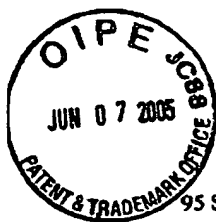
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Date: June 7, 2005	Phone Number	Fax Number
To: Petitions Division, USPTO		(703) 872-9306
From: Dominic M. Kotab		

Docket No.: IBM1P008/SJ09-2001-0135US1

App. No: 09/938,457

Total Number of Pages Being Transmitted, Including Cover Sheet: 10

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Please deliver to the Petitions Division.

Thank you,

Dominic M. Kotab

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